

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. § 371Patent and Trademark Office
Docket No. 356972020100
Client Ref. H180-US

108 Rec'd PCT/PTO 24 SEP 1997

U.S. APPLICATION NO. (If known, see 37 C.F.R. § 1.5): *

INTERNATIONAL APPLICATION NO.	INTERNATIONAL FILING DATE	PRIORITY DATE CLAIMED
PCT/JP97/00153	January 24, 1997	January 24, 1996

TITLE OF INVENTION: METHOD OF MEASURING THE PHYSICAL AND CHEMICAL PROPERTIES OF TISSUE OR CELLS AND DEVICE FOR THE SAME, METHOD OF TESTING MEDICINES AND DEVICE FOR THE SAME

APPLICANT(S) FOR DO/EO/US: Hirokazu SUGIHARA, Yasushi KOBAYASHI, Hiroaki OKA, Ryuta OGAWA and Makoto TAKETANI

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. This is a **FIRST** submission of items concerning a filing under 35 U.S.C. § 371.
2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. § 371.
3. This express request to begin national examination procedures (35 U.S.C. § 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. § 371(b) and PCT Articles 22 and 39(1).
4. A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. A copy of the International Application as filed (35 U.S.C. § 371(c)(2))
 - a. is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. has been transmitted by the International Bureau.
 - c. is not required, as the application was filed in the United States Receiving Office (RO/US)
6. A translation of the International Application into English (35 U.S.C. § 371(c)(2)).
7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. § 371(c)(3))
 - a. are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. have been transmitted by the International Bureau.
 - c. have not been made; however, the time limit for making such amendments has NOT expired.
 - d. have not been made and will not be made.
8. A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. § 371(c)(3)).
9. An oath or declaration of the inventor(s) (35 U.S.C. § 371(c)(4)).
10. A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. § 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. An Information Disclosure Statement under 37 C.F.R. §§ 1.97 and 1.98.
12. An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. §§ 3.28 and 3.31 is included.
13. A **FIRST** preliminary amendment.
- A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. A substitute specification.
15. A change of power of attorney and/or address letter.
16. Other items or information: Copy of PCT Request; Notice Informing of Communication to Designated Offices; Notification Concerning Submission of Priority Documents; Notification of Receipt of Record Copy; Copy of WO97/27318

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

I hereby certify that this paper or fee is being deposited on September 24 1997 with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 as Express Mail Label No. 493640910US and is addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Date

Blanche H. Cook

U.S. APPLICATION NO. (If known, see 37 C.F.R. § 1.5)	INTERNATIONAL APPLICATION NO. PCT/JP97/00153	DOCKET NUMBER: 356972020100		
17. <input checked="" type="checkbox"/> The following fees are submitted:		CALCULATIONS PTO USE ONLY		
BASIC NATIONAL FEE (37 C.F.R. §§ 1.492(a)(1)-(5)):				
Search Report has been prepared by the EPO or JPO \$910.00				
International preliminary examination fee paid to (USPTO (37 C.F.R. § 1.482)) \$700.00				
No international preliminary examination fee paid to USPTO (37 C.F.R. § 1.482) but international search fee paid to USPTO (37 C.F.R. § 1.445(a)(2)) \$770.00				
Neither international preliminary examination fee (37 C.F.R. § 1.482) nor international search fee (37 C.F.R. § 1.445(a)(2)) paid to USPTO \$1040.00				
International preliminary examination fee paid to USPTO (37 C.F.R. § 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4) \$96.00				
ENTER APPROPRIATE BASIC FEE AMOUNT =		\$910.00		
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. § 1.492(e)).		\$		
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$
Total claims	13 - 20 =		x \$22.00	\$
Independent claims	4 - 3 =	1	x \$80.00	\$80.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$260.00	\$
TOTAL OF ABOVE CALCULATIONS =		\$990.00		
Reduction by $\frac{1}{2}$ for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 C.F.R. §§ 1.9, 1.27, 1.28)		\$		
SUBTOTAL =		\$990.00		
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. § 1.492(f)).		+ \$		
TOTAL NATIONAL FEE =		\$990.00		
Fee for recording the enclosed assignment (37 C.F.R. § 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. §§ 3.28, 3.31). \$40.00 per property +		\$40.00		
TOTAL FEES ENCLOSED =		\$1030.00		
		Amount to be refunded:	\$	
		charged:	\$	
<p>a. <input checked="" type="checkbox"/> A check in the amount of \$1,030.00 to cover the above fees is enclosed.</p> <p>b. <input checked="" type="checkbox"/> The Assistant Commissioner is hereby authorized to charge any additional fees that may be required, or credit any overpayment to <u>Deposit Account No. 03-1952</u>.</p>				
<p>NOTE: Where an appropriate time limit under 37 C.F.R. § 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. § 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p>				
<p>SEND ALL CORRESPONDENCE TO:</p> <p>Barry E. Bretschneider Morrison & Foerster LLP 2000 Pennsylvania Avenue, N.W. Washington, D.C. 20006-1888</p>				
 <small>SIGNATURE</small>				
<p>Barry E. Bretschneider <u>Registration No. 28,055</u></p>				